

January 23, 2014

The Marion County Council held its regularly scheduled meeting, on Thursday, January 23, 2014 at 7:00 P.M., in the City Council Chambers City Hall, Marion, South Carolina. Members present were Buddy Collins, Chairman; Elista H. Smith, Vice Chairperson; John Q. Atkinson, Jr., Thomas E. Shaw and Milton W. Troy, II. Also present were G. Timothy Harper, Administrator; Charles L. McLain III, County Attorney; Sabrina Davis, Clerk to Council. A representative from the Star & Enterprise was not present and duly notified.

Chairman Collins called the meeting to order and asked Councilman Simon Jenkins to lead the Invocation, after which he welcomed visitors and read the Freedom of Information Announcement.

Motion was made by Vice Chairperson Smith, seconded by Mr. Shaw, and carried unanimously, to approve as written, the minutes of the regular meeting held on January 14, 2014.

The County Attorney stated that first reading for the ordinance listed on the agenda as follows were ready: A. First Reading of Ordinance #2014-01 An Ordinance Establishing the Exclusive Means of Providing Emergency Ambulance Services within Marion County and Establishing the Terms and Conditions Upon which Non-Exclusive Franchises May be Granted to Private Ambulance Services Operating in Marion County, and Establishing the Procedures for Applying for such Franchises, the Payment of Franchise Fees, the Period of Operation Granted by such Franchise, Renewal Procedures, and the Standards which will Apply to All Private Providers of Non-Emergency Patient Transport in Marion County, and the Standards Which Will Apply to all Private Providers that will perform Emergency Transfers of Patients from Marion County Medical Center in Marion County, and Establishing Appeals Procedures for the Denial or a Franchise Application, Disciplining a Franchise Denial of the Renewal of a Franchise, or the Termination or Restriction of Franchise Rights; Minutes, January 23, 2014, Page 2

Establishing Both Criminal and Civil Penalties for the Violation of this Ordinance, and Providing for the Right of the County Council to Seek Injunctive Relief to Prevent or Restrain Violations of this Ordinance, and Other Related Matters and Establishing this Franchise Agreement as a “Closed Franchise Agreement” By Limiting the number of Franchises Operating in Marion County.

The County Attorney told Council that item A. on the agenda; First Reading of Ordinance #2014-01 An Ordinance Establishing the Exclusive Means of Providing Emergency Ambulance Services within Marion County and Establishing the Terms and Conditions Upon which Non-Exclusive Franchises May be Granted to Private Ambulance Services Operating in Marion County, and Establishing the Procedures for Applying for such Franchises, the Payment of Franchise Fees, the Period of Operation Granted by such Franchise, Renewal Procedures, and the Standards which will Apply to All Private Providers of Non-Emergency Patient Transport in Marion County, and the Standards Which Will Apply to all Private Providers that will perform Emergency Transfers of Patients from Marion County Medical Center in Marion County, and Establishing Appeals Procedures for the Denial or a Franchise Application, Disciplining a Franchise Denial of the Renewal of a Franchise, or the Termination or Restriction of Franchise Rights; Establishing Both Criminal and Civil Penalties for the Violation of this Ordinance, and Providing for the Right of the County Council to Seek Injunctive Relief to Prevent or Restrain Violations of this Ordinance, and Other Related Matters and Establishing this Franchise Agreement as a “Closed Franchise Agreement” By Limiting the number of Franchises Operating in Marion County was ready: The County Attorney introduced the title of the ordinance and stated that this constitutes first reading of Ordinance #2014-01.

Vice Chairperson Smith stated for the record that she had a written proxy for Councilman Allen W. Floyd voting in favor of all matters.

Councilman Thomas E. Shaw stated for the record that he had a written proxy from Councilman Simon Jenkins voting in favor of all matters.

There were no reports given by Committee #1 or Committee #2.

The County Attorney reported to Council that he has responded to Mr. Jackie Legette, II request to use the County Courthouse porch and staircase for a wedding on May 25th from 2:00 p.m. to 5:00 p.m. Mr. McLain also attached an Indemnity Agreement that requires both signatures and proof of insurance.

The Administrator presented to Council the layout of the New Administration Building. Mr. Harper explained the location of each department. Mr. Harper told Council that the layout also shows space for future growth. After much discussion by members of Council, Motion was made by Mr. Shaw, seconded by Vice Chairperson Smith; Mr. Atkinson stated that the space for future growth was inaccessible. (Mr. Minutes, January 23, 2014, Page 3

Atkinson) voted against the motion. Mr. Harper told Mr. Atkinson that he would discuss this said matter with Mr. Dan Mace. The motion carried.

The Administrator updated Council on the Capital Sales Tax. Mr. Harper told Council that the projects are moving forward.

The Administrator presented to Council a news article regarding Horry County allowing construction debris to leave the county's landfill. Mr. Harper told Council that Horry County Council voted 7-4 to change their ordinance. Mr. Harper stated that he and the County Attorney have discussed several options regarding this said matter.

The Administrator asked Council's approval to apply for a \$350,000 Rural Infrastructure Grant for the industrial park infrastructure to go along with the \$1.5 Capital Sales Tax. Motion was made by Mr. Atkinson, seconded by Mr. Shaw, and carried unanimously.

The Administrator reported to Council that Congressman Rice has scheduled a field hearing on Friday, January 24th at 2:00 p.m. at the Dillon Wellness Center.

The Administrator told Council that the County received a request from the Little Pee Dee Baptist Education and Missionary Association. Mr. Harper stated that the Little Pee Dee Baptist Association will bring the production of God's Trombones to be performed on Saturday, February 15th at Pleasant Grove Missionary Baptist Church. He also stated that they are requesting funding from the County. Vice Chairperson Smith explained to Council the need for funding. She stated that the air conditioner was stolen and this fund raiser will assist in renovations and replacing the unit. Vice Chairperson Smith told Council that individual contributions are accepted.

The Administrator reminded Council about the Marion Chamber Annual Meeting that will be held on Monday, January 27th at 6:30 p.m. at Woodhaven, and the Mullins Chamber Annual Meeting on Monday, February 3rd at 7:00 p.m. at the Academy Career and Technology Center.

Vice Chairperson Smith gave each member of Council a notebook that contained information in reference to diversity. She encouraged Council to review the information. Vice Chairperson Smith also mentioned that the notebook includes the strategic plan for the County and the strategic plan for economic development.

Mr. Harper asked Council to table item #9 Marion County Industrial Park Master Plan.

Motion was made by Mr. Troy, seconded by Mr. Shaw, and carried unanimously, to go into executive session for personnel, legal, and an economic development matter.
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Motion was made by Mr. Shaw, seconded by Mr. Atkinson, and carried unanimously, to close executive session and reopen the regular scheduled meeting. Chairman Collins stated that no action was taken during executive session called for personnel, legal, and an economic development matter.

The Administrator told Council that he received a request from Horry County in reference to the railroad and legal fees regarding Carolina Southern Railroad Project. Mr. Harper stated that the attorney that is handling the railroad project is requesting the County to pay the first billing in the amount of \$4,266.74. Mr. Harper suggested including a stipulation stating that any future expenses would have to be presented to Council before authorizing payment. Motion was made by Mr. Vice Chairperson Smith, seconded by Mr. Atkinson, and carried unanimously.

There being no further business to discuss, motion was made by, Mr. Atkinson seconded by Mr. Troy, to adjourn the meeting at approximately 8:48 P.M.

Buddy Collins, Chairman

Elista H. Smith Vice Chairperson

John Q. Atkinson, Jr.

(absent)

Allen W. Floyd

(absent)

Simon Jenkins, Chaplain

Thomas E. Shaw

Milton W. Troy, II

G. Timothy Harper, Administrator

Charles L. McLain, III County Attorney

Sabrina Davis, Clerk to Council